IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

WP(C).No. 5440 of 2007(V)

PETITIONER:

BINDU SAJEEV, THURUTHEPPILLY HOUSE,
MUPPATHADOM P.O., ALWAYE-10.

BY ADV. SRI.JOHN BRITTO
SRI.C.A.RAJEEV

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY, DEPARTMENT OF LOCAL SELF GOVERNMENT, SECRETARIAT, TRIVANDRUM.

2. THE CORPORATION OF COCHIN, ERNAKULAM, REPRESENTED BY ITS SECRETARY.

3. THE TOWN PLANNING OFFICER, CORPORATION OF COCHIN, ERNAKULAM.

4. K.L.ANTONY, VILLA-D ORCHIDE, NEAR NORTH RAILWAY STATION, SRM ROAD, COCHIN-18.

BY ADV. SRI. JOHNSON P. JOHN, SC, KSRTC
ADV.S.RAMESH BABU, SC FOR R2

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 5440 OF 2007

Dated this the 19th day of February, 2007

JUDGMENT

Sri. Ramesh Babu, Standing Counsel takes notice on behalf of respondents 2 and 3.

Mr. John Britto, learned counsel for the petitioner submits that the Corporation is yet to take a decision in pursuance to the directions of this Court in Ext.P3 judgment. But in spite of Ext.P3, the 4th respondent, according to him, is busily continuing with his illegal constructions. I dispose of the Writ Petition directing that all constructions which are being made by the 4th respondent will be subject to the decision to be taken by the Corporation pursuant to Ext.P3 judgment. The petitioner will collect a copy of this judgment immediately and serve the 4th respondent with that copy by registered post with acknowledgment due, as soon as he receives the same.

PIUS C. KURIAKOSE, JUDGE

btt